IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 7111 of 2005

Between:

Suryana Prakash, S/o. Arjunrao,
R/o. H.No. 2-89/1, Gundur,

Kalwakurthy Mandal,

Mahabubnagar District. **..... PETITIONER**

AND

1 The Secretary, Regional Transport Authority,
Rangareddy, Rangareddy District.
2 The Motor Vehicle Inspector,

S/R.T.A. Hyderabad(C.Z), Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the seizure of the petitioner's vehicle bearing No. AP-28E-7079 vide vehicle Check Report No. 2627569 dt. 25-3-2005 as illegal, arbitrary, and violative of Article 19(i)(g) of the Constitution of India and consequently direct the respondents to release the petitioner's vehicle bearing No. AP-28E-7079 immediately and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.A.TIRUPATHI GOUD

Counsel for the Respondents: GP FOR TRANSPORT

The Court made the following :

ORDER:(per GB,J)

This writ petition is filed seeking declaration that the seizure of the petitioner's vehicle bearing No.AP-28E-7079 vide check report No.2627569, dated 25-03-2005, as illegal and arbitrary.

It is now brought before this court that the petitioner has already filed an application for release of the vehicle before the first respondent and no final orders were passed.

Under those circumstances, we are inclined to dispose of the writ petition with a direction that the first respondent shall pass appropriate orders within a period of one week from today.

With the above direction, the writ petition is disposed of. No costs.

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G. BIKSHAPATHY, J

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P.S.NARAYANA, J

Date: 04-04-2005

Note:

Issue C.C. by tomorrow.

(B/o)

Prv/Km

To

1 The Secretary, Regional Transport Authority,
Rangareddy, Rangareddy District.
2 The Motor Vehicle Inspector,

S/R.T.A. Hyderabad(C.Z), Hyderabad.

3 Two CCs to G.P. for Transport, High Court of Andhra Pradesh,

Hyderabad (OUT).

4 Two CD copies.